

CODE OF ORDINANCES
TOWN OF NORTH EAST
CECIL COUNTY, MARYLAND

TABLE OF CONTENTS

CHAPTER 1.	GENERAL PROVISIONS	1-1
Article 1	Designation and Citation of the Code	1-1
	<u>Section</u>	
	1-101 How the Code is Designated	1-1
	1-102 How the Code is Cited	1-1
Article 2	Violations Defined/Penalties Designated	1-2
	<u>Section</u>	
	1-201 Definitions	1-2
	1-202 Penalties	1-2
Article 3	Municipal Infractions Procedures	1-3
	<u>Section</u>	
	1-301 Authority to Declare Infractions and Set Fines	1-3
	1-302 Enforcement	1-3
	1-303 Payment of Fines	1-3
	1-304 Adjudication, Right to Trial	1-3
	1-305 Notification of Decision to Stand Trial	1-4
	1-306 Failure to Satisfy a Citation	1-4
	1-307 Court Trials and Rights of the Accused	1-4
	1-308 Conviction	1-4
	1-309 Authorized Enforcement Officials	1-4

Article 4	Alterations in the Code	1-5
	<u>Section</u>	
	1-401 Effect of the Repeal of an Ordinance	1-5
	1-402 Provisions Deemed Continuations of Existing Ordinances	1-5
	1-403 Severability of Parts of the Code	1-5
CHAPTER 2.	GOVERNMENT ORGANIZATION	2-1
Article 1	Board Organization and Procedure	2-1
	<u>Section</u>	
	2-101 Regular Meeting; Time and Place	2-1
	2-102 Special Meetings	2-1
	2-103 The Presiding Officer: Duties	2-1
	2-104 Roll Call	2-1
	2-105 Quorum	2-1
	2-106 Order of Business	2-2
	2-107 Rules of Debate	2-2
	2-108 Addressing the Board	2-3
	2-109 Addressing the Board after Motion Made	2-3
	2-110 Manner of Addressing Board: Time Limit	2-3
	2-111 Decorum	2-3
	2-112 Special Committees	2-4
	2-113 Members May File Protests Against Board Action	2-4
	2-114 Claims Against the Town	2-4
	2-115 Reports and Resolutions to be Filed with Town Clerk	2-4

	2-116	Adjournment	2-4
Article 2		Organization of Government	2-5
	<u>Section</u>		
	2-201	Statement of Policy	2-5
	2-202	General Form of Organization	2-5
	2-203	Duties of Town Clerk	2-5
	2-204	Duties of Town Attorney	2-6
	2-205	Duties of Town Treasurer	2-6
	2-206	Duties of Town Tax Collector	2-6
	2-207	Duties of Town Police Chief	2-7
	2-208	Duties of Town Engineer	2-7
	2-209	Duties of Town Administrator	2-7
	2-210	Prerogatives of the Town Board	2-7
	2-211	Use of Personnel	2-7
	2-212	Applicability	2-7
Article 3		Planning Commission	2-8
	<u>Section</u>		
	2-301	Composition; Appointment; Term of Members; Vacancies; Compensation	2-8
	2-302	Election of a Chairman	2-8
	2-303	Powers and Duties of the Commission	2-8
Article 4		Public Ethics	2-9
	<u>Section</u>		
	2-401	Short Title	2-9
	2-402	Applicability	2-9
	2-403	Definitions	2-9

2-404	Ethics Commission	2-11
2-405	Conflicts of Interest	2-12
2-406	Financial Disclosure – Local Elected Officials and Candidates to be Local Elected Officials	2-17
2-407	Financial Disclosure – Employees And Appointed Officials	2-24
2-408	Lobbying	2-25
2-409	Exemptions and Modifications	2-26
2-410	Enforcement	2-26
Article 5	Economic Development Commission	2-28
	<u>Section</u>	
2-501	Creation	2-28
2-502	Composition; Appointment; Terms	2-28
2-503	Organization and Procedures	2-29
2-504	Powers and Duties of the Commission	2-29
2-505	Payment to Commission Members	2-30
Article 6	Purchasing Policy	2-31
	<u>Section</u>	
2-601	Purchasing Authority	2-31
2-602	Bid Solicitation	2-32
2-603	Authority Limitations	2-33
2-604	Exceptions	2-33
2-605	Blanket Purchase Orders	2-35
2-606	Purchase Orders - Procedures	2-35
2-607	Emergency Orders	2-35
2-608	Local Preference	2-36

	2-609	Application of Policy	2-36
CHAPTER 3.		ELECTIONS	3-1
Article 1		Voter Registration	3-1
		<u>Section</u>	
	3-101	Registration Validity	3-1
	3-102	Registration Procedure	3-1
	3-103	Withdrawal or Expiration of Registration	3-1
	3-104	Qualified Voter Status Required	3-2
Article 2		Election of Town Officers	3-3
		<u>Section</u>	
	3-201	Nomination of Mayor and Commissioners	3-3
Article 3		Absentee Voting	3-4
		<u>Section</u>	
	3-301	Records Concerning Absentee Voting	3-4
	3-302	One Ballot per Applicant	3-4
	3-303	Form of Absentee Ballots and Envelopes	3-4
	3-304	Procedure of Absentee Voting	3-5
	3-305	Procedure for Canvassing Absentee Ballots	3-5
	3-306	Election Procedures	3-6
CHAPTER 4.		PUBLIC CONDUCT AND BEHAVIOR	4-1
Article 1		Loitering in Public Places	4-1
		<u>Section</u>	
	4-101	Definitions as Used in this Article	4-1

4-102	Certain Types of Loitering Prohibited	4-1
4-103	Discretion of Police Officer	4-1
4-104	Penalties	4-1
Article 2	Public Consumption of Alcoholic Beverages	4-3
	<u>Section</u>	
4-201	Definitions used in this Article	4-3
4-202	Situations in which Consumption is Prohibited	4-3
4-203	Exceptions and Exclusions	4-3
4-204	Discretion of the Board of Commissioners	4-3
4-205	Penalties	4-3
Article 3	The Keeping and Treatment of Animals	4-5
	<u>Section</u>	
4-301	Cruelty to Animals Prohibited	4-5
4-302	Responsibility for Dangerous Animals	4-5
4-303	Responsibility for Diseased Animals	4-5
4-304	Responsibility to Preserve Peace	4-5
4-305	Responsibility for Surroundings	4-5
4-306	Penalties	4-5
Article 4	Misuse or Destruction of Town Property	4-6
	<u>Section</u>	
4-401	Abuse of Town Property	4-6
4-402	Penalties	4-6

Article 5	Curfew	4-7
	<u>Section</u>	
	4-501	Definitions 4-7
	4-502	Curfew for Juveniles 4-8
	4-503	Exceptions 4-8
	4-504	Parental Responsibility 4-10
	4-505	Owner Responsibility 4-10
	4-506	Enforcement 4-10
	4-507	Penalties 4-11
Article 6	Noise Disturbance	4-13
	<u>Section</u>	
	4-601	Definitions 4-13
	4-602	4-13
	4-603	4-13
	4-604	4-14
	4-605	4-14
	4-606	Special Exception 4-15
	4-607	Penalty 4-15
Article 7	Parks and Recreation Areas	4-16
	4-701	Permits for Special Events 4-16
	4-702	Certain Actions and Conduct Prohibited 4-16
	4-703	Food Vendors 4-21
	4-704	Non-Motorized Vessel-Recreational Rental Vendors 4-21
	4-705	Violations and Penalties 4-22
Article 8	Weapons	4-23
	4-801	Discharging of Firearms 4-23
	4-802	Violations and Penalties 4-23

Article 9	Mutual Aid and Reciprocal Enforcement Agreements	4-24
	<u>Section</u>	
	4-901 Authority	4-24
	4-902 Procedures	4-24
	4-903 Required Terms	4-24
CHAPTER 5.	SECURITY AND PROTECTION	5-1
Article 1	Control and Containment of Hazardous Materials and Objects	5-1
	<u>Section</u>	
	5-101 Diseased and Dangerous Animals	5-1
	5-102 Penalties	5-1
Article 2	Structures, Dwellings and Private Property	5-2
	<u>Section</u>	
	5-201 Abatement of Dangerous or Unhealthy Conditions	5-2
	5-202 Definition of Nuisance	5-2
	5-203 Notification of Violation	5-4
	5-204 Failure to Respond	5-4
	5-205 Lien	5-5
	5-206 Cooperation with County Officers	5-5
	5-207 Alternative Procedure: Injunction or Court Determination	5-5
	5-208 Alternative Procedure: Municipal	
	5-209 Infraction	5-5
Article 3	Snow and Ice Removal	5-6
	<u>Section</u>	
	5-301 Responsibility for Removal	5-6
	5-302 Deposition of Snow and Ice	

	Restricted	5-6
5-303	Violation and Penalties	5-6
5-304	Enforcement; Cost	5-6
CHAPTER 6.	STREETS AND TRANSPORTATION	6-1
Article 1	Parking Regulations, General Applications	6-1
	<u>Section</u>	
6-101	Two Hour Parking Zones	6-1
6-102	Overtime Parking	6-1
6-103	Designated Parking Spaces	6-1
6-104	Driveways and Alleys	6-1
6-105	No Parking Zones	6-1
6-106	Too Far From Curb	6-1
6-107	Double Parking	6-2
6-108	Sidewalks and Crosswalks	6-2
6-109	Town Parks	6-2
6-110	Wrong Side of Street	6-2
6-111	Discretion of Police Officer	6-2
6-112	Handicapped Zones	6-2
6-113	Suspension of Article	6-2
6-114	Penalties	6-3
6-115	Parking Permits	6-3
Article 2	Parking Regulations, Trucks and Commercial Vehicles	6-5
	<u>Section</u>	
6-201	Thirty Minute Limit	6-5
6-202	Penalties	6-5

Article 3	The Impoundment of Abandoned and Other Improperly Parked Vehicles	6-6
	<u>Section</u>	
	6-301 Prohibited Parking on Main Street	6-6
	6-302 Abandoned Vehicles	6-6
	6-303 Abandonment of Vehicles Prohibited; Presumption of Ownership	6-6
	6-304 Authority to Impound Vehicle, Give Notice to Owner and Sell	6-7
	6-305 Penalties	6-7
Article 4	Weight Limits	6-8
	<u>Section</u>	
	6-401 Weight Limits on Streets	6-8
	6-402 Penalties	6-8
Article 5	Speed Limit	6-9
	<u>Section</u>	
	6-501 Violation to Exceed Posted Speeds	6-9
	6-502 Penalties	6-9
Article 6	The Regulation and Designation of Traffic Flow on Certain Streets	6-10
	<u>Section</u>	
	6-601 Designated One-Way Streets	6-10
	6-602 Penalties	6-10
Article 7	Regulation of Bicycles, Motorcycles, Mopeds and Play Vehicles	6-11
	<u>Section</u>	
	6-701 Definitions	6-11
	6-702 Riding on Sidewalks	6-11
	6-703 Riding on Highways	6-11
	6-704 Skateboards Prohibited	6-12

	6-705	Enforcement; Violations and Penalties	6-12
Article 8		Road Code Standard Specifications and Details	6-13
		<u>Section</u>	
	6-801	Road Code	6-13
	6-802	General Provisions and Conflict	6-13
	6-803	Definitions	6-13
	6-804	Right-of-Way	6-14
	6-805	Geometrics	
	6-806	Pavements, Curbs and Side Paths	6-14
	6-807	Drainage and Erosion & Sediment Control	6-14
	6-808	Utilities	6-14
	6-809	Signs and Pavement Markings	6-14
	6-810	Maintenance of Traffic	6-15
	6-811	Technical Specifications	6-15
	6-812	Construction Plans	6-15
	6-813	Improvements Guarantee	6-15
	6-814	Construction Permits	6-15
	6-815	Conditions of Permits	6-15
	6-816	Construction in Easements and Right-of-Ways	6-16
	6-817	Control of Work and Materials	6-16
	6-818	Survey Controls	6-16
	6-819	Construction Inspections	6-16
	6-820	Acceptance by County	6-16
	6-821	Standard Details	6-16
		Appendix	
	A	Rules and Regulations for Utility Construction Permits	6-18
	B	Rules and Regulations for Road Access Permits	6-19

C	Standard Roadway Details	6-20
	RD-1 Bike Trail Detail	6-21
	RD-2 Road Speed Hump Detail (Page 1)	6-22
	RD-2 Road Speed Hump Detail (Page 2)	6-23
	RD-3 Paving Repair Criteria	6-24
	Rd-4 Residential (Townhouse) Road Without Perpendicular Parking- 30' R/W (Minor Road)	6-25
	RD-5 Residential (Townhouse) Road With Perpendicular Parking- 30' R/W (Minor Road)	6-26
	RD-6 Residential (Townhouse) Road Without Perpendicular Parking- 34' R/W (Minor Collector)	6-27
	RD-7 Townhouse Road With Perpendicular Parking – 34' R/W (Minor Collector)	6-28
	6-822 Colored Stamped Concrete	6-29
	6-823 Quality Assurance	6-29
	6-824 Pre-Installation Meeting	6-30
	6-825 Mock Up	6-30
	6-826 Construction	6-30
Article 9	Use of Town Streets and Highways	6-33
	<u>Section</u>	
	6-901 Obstructing Free Passage	6-33
	6-902 Exclusions	6-33
	6-903 Penalties	6-33
CHAPTER 7.	PUBLIC MAINTENANCE AND THE ENVIRONMENT	7-1
Article 1	Air Pollution Control	7-1
	<u>Section</u>	
	7-101 Prohibition of Open Fires	7-1
	7-102 Permitted Open Fires	7-1
	7-103 Fires Requiring Official Authorization	7-1

	7-104	Fires Specifically Prohibited	7-1
	7-105	Penalties	7-2
Article 2		Dumping and Collection of Garbage	7-3
		<u>Section</u>	
	7-201	Uncovered Garbage Prohibited	7-3
	7-202	Responsibility for Wind Blown Refuse	7-3
	7-203	Deposits on the Streets Prohibited	7-3
	7-204	Consent of Owner Required for Dumping	7-3
	7-205	Disposal and Collection	7-3
	7-206	Penalties	7-4
	7-207	Establishment of Responsibility	7-4
Article 3		Maintenance of Public Ways and Private Property	7-5
		<u>Section</u>	
	7-301	Responsibility for Removal of Grass and Weeds	7-5
	7-302	Violations and Penalties	7-5
	7-303	Right of Entry for Construction	7-5
Article 4		Mobile Home Prohibition	7-6
		<u>Section</u>	
	7-401	Regulations and Prohibitions of Mobile Homes	7-6
	7-402	Penalties	7-6
Article 5		Water and Sewage	7-7
		<u>Section</u>	
	7-501	Bills for Water Service	7-7
	7-502	Penalties for Overdue Bills	7-7

	7-503	Requirements for Service Outside Corporate Limits	7-7
	7-504	Mandatory Connection for Residents of Town	7-8a
	7-505	Water Rates	7-8a
	7-506	Unlawful Tampering	7-8b
Article 6		Erosion and Sediment Control Ordinance	7-9
	<u>Section</u>		
	7-601	Grading Permits	7-9
Article 7		Stormwater Management Ordinance	7-14
	<u>Section</u>		
	7-701	Stormwater Management	7-14
Article 8		Residential Sprinkler Program	7-15
	<u>Section</u>		
	8-101	Definitions	7-15
	8-102	Applicability	7-15
	8-103	Requirements	7-15
Article 9		The Building Code	7-16
	<u>Section</u>		
	7-901	Building Code	7-16
Article 10		Water Shortage, Emergencies and Conservation	7-18
	<u>Section</u>		
	7-1001	Declaration	7-18
	7-1002	Conservation Stages	7-18
	7-1003	Stage 1 - Voluntary Conservation	7-18
	7-1004	Stage 2 - Water Rationing	7-18
	7-1005	Stage 3 - Emergency Rationing	7-19
	7-1006	Status Reports	7-19

	7-1007	Termination	7-19
	7-1008	Notice	7-20
	7-1009	Emergency Provisions – Powers of Town Administrator	7-20
	7-1010	Penalty	7-20
	7-1011	Emergency Repair Authority	7-20
CHAPTER 8.	TEMPORARY SALES		8-1
Article 1	Definitions		8-1
	<u>Section</u>		
	8-101	Definitions	8-1
Article 2	General		8-3
	<u>Section</u>		
	8-201	Permit Required	8-3
	8-202	Duration of Sale	8-3
	8-203	Single Location	8-3
	8-204	Single Sponsor	8-3
	8-205	Liability of Sponsor	8-3
	8-206	Permit Specifications	8-3
	8-207	Permit Fee	8-3
	8-208	Location of Sale	8-4
	8-209	Traffic Control	8-4
	8-210	Temporary Sale as Nuisance	8-4
Article 3	Health and Safety		8-5
	<u>Section</u>		
	8-301	Dangers and Hazards	8-5
	8-302	Litter	8-5
	8-303	Construction	8-5

Article 4	Advertising	8-6
	<u>Section</u>	
8-401	Regulation of Advertising	8-6
8-402	Signs; Duration	8-6
8-403	Signs; Permits Required	8-6
8-404	Signs; Location	8-6